

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**UNITED STATES OF AMERICA,**

**Case No. 1:21-cr-00612**

**Plaintiff,**

**JUDGE PAMELA A. BARKER**

**-vs-**

**XAVIER TAYVON SMALL,**

**ORDER ADOPTING REPORT AND  
RECOMMENDATION OF  
MAGISTRATE JUDGE**

**Defendant.**

The above Defendant, accompanied by counsel, proffered a plea of guilty before Magistrate Judge Jonathan D. Greenberg, as to Counts 1-3 in the Superseding Information. The Court finds that the Defendant's proffer of guilt was made under oath knowingly, intelligently and voluntarily and that all requirements imposed by the United States Constitution and Fed.R.Crim.P. 11 are satisfied.

THEREFORE, the Court adopts the Report and Recommendation of Magistrate Judge Jonathan D. Greenberg and accepts the Defendant's offer of guilt and finds the Defendant guilty as to Counts 1-3 in the Superseding Information.

The signed Plea Agreement shall be filed as of the date of this Order.

**IT IS SO ORDERED.**

Date: June 29, 2022

*s/Pamela A. Barker*  
PAMELA A. BARKER  
U. S. DISTRICT JUDGE